



Serial No. 10/005,650

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s) Gerard J. Foschini  
Syed Jafar

Case 15-1

Serial No. 10/005,650

Group Art Unit: 2683

Filing Date December 5, 2001

Examiner Stephen M. D'Agosta

Title Wireless Communication System With Interference Compensation

THE COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

SIR:

**TERMINAL DISCLAIMER**

Your petitioner, Lucent Technologies Inc., a corporation organized and existing under the laws of the State of Delaware, having its principal office at 600 Mountain Avenue, Murray Hill, New Jersey, 07974-0636, U.S.A., represents that it is the sole owner of the entire right, title, and interest in an application, Serial No. 10/005,650 filed on December 5, 2001, on a certain invention related to Wireless Communication System With Interference Compensation of Gerard J. Foschini and Syed Jafar, the present assignment being recorded on Reel 012359, Frame 0262, in the U. S. Patent and Trademark Office on December 5, 2001.

Your petitioner, Lucent Technologies Inc., hereby disclaims the terminal part of any U. S. patent to be granted on application Serial No. 10/005,650 that extends beyond the expiration date of commonly owned application Serial No. 10/005,506 and hereby agrees that said patent to be granted on the application Serial No. 10/005,650 shall be enforceable only for and during such period that the legal title to said commonly owned application Serial No. 10/005,506 remain in Lucent Technologies Inc., its successors or assigns, this

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agreement to run with said patent so granted and to be binding on the grantee, its successors or assigns.

In making the above disclaimer, Lucent Technologies Inc. does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the earliest full-term expiration date patent that issues from commonly owned U. S. Patent Application Serial No. 10/005,506 filed on December 5, 2001, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Signed at Holmdel, in the State of New Jersey this                      day of June 2005.

LUCENT TECHNOLOGIES INC.

The undersigned is an attorney of record.

By James Milton  
James Milton  
Reg. No. 46935

Date: June 30, 2005

**Lucent Technologies Inc.**  
Docket Administrator  
101 Crawfords Corner Road (Room 3J-219)  
Holmdel, New Jersey 07733

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: The Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Sharon Lobosco  
SHARON LOBOSCO

Date 6/30/05